

Messrs. Bouck, C. W., and Peterson, A. M., were excused.

The Chief Clerk then proceeded to read the Journal of the preceding day, when, on motion of Mr. Bernard, the further reading was dispensed with and the Journal approved as corrected.

#### PETITIONS AND COMMUNICATIONS.

Mr. Gill presented a petition relating to H. F. No. 93, which was referred to the Committee on Game and Fish.

A joint memorial was presented by Governor Burnquist, relating to the granting of equal suffrage to women, which was referred to the Committee on Elections.

Mr. Bernard presented a petition relating to the Tonnage Tax Bill, from Cody, et al., from Proctor, which was referred to the Committee on Taxes and Tax Laws.

Mr. Malmberg moved that the petition relating to the designation of Shakopee, Scott County, as a suitable place for a reformatory for women, which was referred to the Committee on Board of Control.

#### REPORTS OF STANDING COMMITTEES.

Mr. Teigen, L. O., from the Committee on Election Contests, made the following report:

STATE OF MINNESOTA,  
HOUSE OF REPRESENTATIVES.  
40TH LEGISLATIVE SESSION.

The Election Contest Committee, to which the contest of Albert L. Thompson, as contestant, against J. J. Flikkie, contestee, was referred, makes the following report, to-wit:

The contestant above named contests the election of the contestee on the grounds that J. J. Flikkie, contestee, violated the Corrupt Practices Act by causing to be published and circulated certain literature containing statements which are alleged to be false and untrue and casting reflection on the business of the contestant.

A contest for violation of the Corrupt Practices Act operates as a protest against the contestee retaining his seat in this body, and, if found true, the contestee forfeits his office.

This committee, having thoroughly examined the records and files in this matter, and after duly considering same, are of the opinion that the contestee was rather indiscreet in making certain statements contained in his literature, but we believe that there was no intention on the part of contestee to violate the Corrupt Practices Act in procuring his election, and that if there were any viola-

tions of the Corrupt Practices Act, such violations were not so serious and material that he should be deprived of his office.

Therefore this committee recommends that the contest be dismissed, and that the contestee, J. J. Flikkie retain his seat.

L. O. TEIGEN,  
LUDWIG O. SOLEM,  
A. OLIEN,  
JAMES CUMMING,  
J. B. PATTISON,  
G. W. GRANT,  
C. W. HALE,  
GEORGE NORDLIN,  
A. C. WELCH.

Mr. Teigen, L. O., moved the adoption of the report.

The question being taken on the adoption of the report,

And the roll being called, there were yeas 85 and nays 10, as follows:

Those who voted in the affirmative were:

Anderson,	Cumming,	Hulbert,	Nordgren,	Ryberg,
Baldwin,	Danielson,	Indrehus,	Nordlin,	Searls,
Bendixen,	Davies, J.,	Johnson,	Norwood,	Seebach,
Bernard,	Dealand,	Lang,	Odland,	Shipstead,
Bessette,	Erickson,	Larson,	Olien,	Siegel,
Birkhofer,	Frisch,	Lee,	Orr,	Solem,
Bjorge,	Frye,	Lennon,	Papke,	Southwick,
Bjorklund,	Gill,	Levin,	Pattison,	Steen,
Boock, J. W.,	Grant,	McNiven,	Peterson, A.,	Stone,
Borgen,	Green, H. M.,	Marschalk,	Peterson, O. M.,	Strand,
Briggs,	Gullickson,	Miner,	Pikop,	Sutherland,
Brown,	Hale,	Moen,	Pittenger,	Swanson, H. A.,
Burrows,	Harrison, H. H.,	Mossman,	Pratt,	Teigen, L. O.,
Child,	Hicken,	Nett,	Praxel,	Tollefson,
Christanson, A.,	Holmes,	Neuman,	Putnam,	Warner,
Christanson, T.,	Hompe,	Nimocks,	Rodenberg,	Welch,
Crane,	Howard,	Nolan,	Ross,	Winter.

Those who voted in the negative were:

Corning,	Hammer,	Malmberg,	Marwin,	Novak,
Flowers,	Knutson,	Madigan,	Mueller, A. W.,	Sliter,

So the report was adopted.

Mr. Cumming moved that Mr. Stevens be excused from voting on the adoption of the report of the Committee on Election Contests.

Which motion prevailed.

Mr. Malmberg moved that Mr. Sudheimer be excused from voting on the adoption of the report of the Committee on Election Contests.

Which motion prevailed.

Mr. Davies, J., moved that Mr. Harrison be excused from voting on the adoption of the report of the Committee on Election Contests.

Which motion was lost.

Mr. Bendixen moved that Mr. Knutson be excused from voting on the adoption of the report of the Committee on Election Contests.

Which motion was lost.

Mr. Teigen, L. O. from the Committee on Election Contests, made the following report:

STATE OF MINNESOTA,  
IN THE HOUSE OF REPRESENTATIVES.

Henry Wuerzinger, Contestant, vs. Frank E. Reed, Contestee.

The Committee on Election Contests, to which was referred the contest proceedings above entitled, and which are herewith returned to the House, submits the following:

Your committee met at different times, prepared to hear arguments in the case, and finally notified the contestant that a meeting of the committee would be held on February 9th, and his presence was requested.

On the said date your committee met, and the contestant failing to appear either in person or by counsel, it was decided to go into the proceedings as being at hand.

After due consideration, your committee finds that no notice of contest has at any time been served upon the contestee, Frank E. Reed, and further finds that no proceedings have been instituted either before two justices of the peace or before a district court, as provided by law in the case of such proceedings.

Therefore, the members of your committee unanimously recommend that this contest be dismissed.

Dated February 10, 1917.

L. O. TEIGEN,  
Chairman.

Mr. Teigen, L. O., moved the adoption of the report.

The question being taken on the adoption of the report,

And the roll being called, there were yeas 90 and nays none, as follows:

Those who voted in the affirmative were:

Anderson,	Bjorge,	Christanson, A.,	Davies, J.,	Frye,
Baldwin,	Boock, J. W.,	Christianson, T.,	Dealand,	Gill,
Bendixen,	Borgen,	Corning,	Donovan,	Girling,
Bernard,	Briggs,	Crane,	Erickson,	Gleason,
Bessette,	Carmichael,	Cumming,	Flikkie,	Grant,
Birkhofer,	Child,	Danielson,	Frisch,	Green, H. M.,